

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

FIREMAN'S INSURANCE COMPANY OF	:	
WASHINGTON, D.C.,	:	
Plaintiff,	:	
	:	
v.	:	Civil No. 5:19-cv-02912-JMG
	:	
ERIE INSURANCE PROPERTY &	:	
CASUALTY COMPANY, <i>et al.</i> ,	:	
Defendants.	:	

ORDER

AND NOW, this 5th day of April, 2021, upon consideration of Plaintiff's Motion for Summary Judgment (ECF No. 42), Defendants' Response in Opposition (ECF No. 47), Defendants' Motion for Summary Judgment (ECF No. 44), and Plaintiff's Response in Opposition (ECF No. 46), **IT IS HEREBY ORDERED** that:

1. Plaintiff's Motion for Summary Judgment (ECF No. 42) is **DENIED**;
2. Defendants' Motion for Summary Judgment (ECF No. 44) is **GRANTED** as to the claims in Plaintiff's Complaint;
3. Defendants' Motion for Summary Judgment (ECF No. 44) is **DENIED** as to Defendants' counterclaim;
 - a. Defendants' first two requests for declaratory relief (Countercl. ¶¶ 19(a)-(b), ECF No. 32) are **DISMISSED** as moot;
 - b. Defendants' remaining three requests for declaratory relief (Countercl. ¶¶ 19(c)-(e), ECF No. 32) are **DISMISSED** for lack of standing;
4. **JUDGMENT IS ENTERED** for Defendants and against Plaintiff;

5. This case is **CLOSED**.

BY THE COURT:

/s/ John M. Gallagher

JOHN M. GALLAGHER

United States District Court Judge